

Rule-Making Fact Sheet

(5 MRSA §8057-A)

AGENCY: **Department of Environmental Protection**

NAME, ADDRESS, PHONE NUMBER OF AGENCY CONTACT PERSON:

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CHAPTER NUMBER AND TITLE: **Priority Toxic Chemical Reporting and Pollution Prevention Planning,
06-096 CMR 82**

STATUTORY AUTHORITY: **38 M.R.S. § 2329.**

DATE AND PLACE OF PUBLIC HEARING: **10/18/11, DEP Response Training Room**

COMMENT DEADLINE: **10/28/11**

PRINCIPAL REASON OR PURPOSE FOR PROPOSING THIS RULE:

This rulemaking seeks to establish details applicable to these reporting and pollution prevention planning requirements.

ANALYSIS AND EXPECTED OPERATION OF THE RULE: **This rule requires facilities who use a listed [priority toxic chemical to report annually to the department and develop pollution prevention plans that are required to be updated every 2 years. The department is required to develop a technical assistance program to assist the regulated community with reporting, planning and meeting their priority toxic chemical reduction goals.**

FISCAL IMPACT OF THE RULE: **A facility subject to fees may not be assessed more than \$1,000 per year. In addition facilities will be required to submit reports and develop pollution prevention plans which will require resources to do so. This may cause a resource burden on facilities which could be equated to resource costs.**

FOR RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:

INDIVIDUALS OR GROUPS AFFECTED AND HOW THEY WILL BE AFFECTED:

BENEFITS OF THE RULE:

Note: If necessary, additional pages may be used.